

VOTING RECORD
BOARD OF COUNTY COMMISSIONERS' MEETING
THURSDAY, JUNE 28, 2012
10:00 A.M.

The following information is an unofficial record of the
Frederick County Board of County Commissioners open meeting votes.

(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes can be accessed at www.FrederickCountyMD.gov/minutes and video of the meeting can be accessed at www.FrederickCountyMD.gov.)

WORKSESSION

1. Introduction of the Jefferson Technology Park Tax Increment Financing (TIF) and Community Development Authority – Jim Cumbie, Esquire, Venable LLP (County Bond Counsel)

Motion to take the issue through the public hearing process.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter		X	X			

PUBLIC HEARINGS

1. Proposed Amendments to the Frederick County Water and Sewerage Plan Spring 2012 Cycle – Tim Goodfellow, Community Development Division

WS-12-01 Town of New Market, Tax Map 801, Parcel 3760, 80 West Main Street. Request reclassification of 0.12 acres from W-5/Dev. to W-3/Dev.

Motion to approve WS-12-01.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter		X	X			

WS-12-02 Town of New Market, Tax Map 801, Parcel 3741, 146 West Main Street. Request reclassification of 0.34 acres from W-5/Dev. to W-3/Dev.

Motion to approve WS-12-02.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter		X	X			

WS-12-03 Homewood Retirement Centers, Tax Map 57, Parcels 320 and 328, Willow Road at US 15 in the City of Frederick. Request reclassification of 27 acres (Parcel 320) from W-4/Dev., S-4/Dev. to W-3/Dev., S-3/Dev. and reclassification of 72 acres (Parcel 328) from W-5/Dev., S-5/Dev. to W-4/Dev., S-4/Dev.

Motion to continue WS-12-03 for 60 days.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith			X			
Shreve		X	X			
Gray						X
Delauter			X			

WS-12-04 Frederick County Division of Community Development Water and Sewerage Plan text amendment to add definition of “Public Service Facility” and describe conditions for public water and sewer service to such facilities.

Motion to approve WS-12-04.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve	X		X			
Gray						X
Delauter		X	X			

2. To Consider the Land Preservation, Parks and Recreation Plan – Jim Gugel, Community Development Division

Motion to move forward with the plan as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve	X		X			
Gray						X
Delauter			X			

Motion to move forward using the 30-acre state standard for park adequacy.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve	X		X			
Gray						X
Delauter			X			

3. FY 2013 Commercial Insurance Report and Renewal – Mike Beard, Finance Division and the Frederick County Insurance Committee Members

Motion to approve the FY 2013 commercial insurance renewal excluding the Worker’s Compensation Insurance and adding the medical professional liability.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young		X	X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter			X			

Motion to approve the allocation for the creation of a position to handle workers' compensation insurance claims and the disbursement of funds on a contractual basis and report back in 30 days if not accomplished.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve	X		X			
Gray						X
Delauter		X	X			

Motion to approve the Hartford Worker's Compensation plan as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve	X		X			
Gray						X
Delauter			X			

4. Appointments/Reappointments to Boards and Commissions – Joyce Grossnickle, Office of the County Manager

Affordable Housing Council

Motion to reappoint Ms. Janet Fogle, Mr. R. Troy Linton, and Mr. Ryan Trout for three-year terms to expire June 30, 2015.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve	X		X			
Gray						X
Delauter			X			

Companion Animal Welfare Advisory Committee

Motion to reappoint Ms. Jackie Barbour and Ms. Lauren Ireland for three-year terms to expire June 30, 2015.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve			X			
Gray	X					X
Delauter			X			

Human Relations Commission

Motion to reappoint Reverend Dr. G. Kay Myers and Mr. Jack Thomas, Sr. to serve three-year terms to expire June 30, 2015.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith			X			
Shreve			X			
Gray						X
Delauter		X	X			

5. Draft Update to Section 1-10 Grading, Erosion and Sediment Control – Gary Hessong, Community Development Division

Motion to send the update to the state.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young		X	X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter					X	

CONSENT AGENDA

The following item was removed from the consent agenda:

- Purchasing Memo #12-222 – Investment Advisory Services for the Various Retirement Plans for Human Resources (Piggyback Contract)
Award to: Bolton Partners
Award amount: \$25,000.00

The following items were presented on the consent agenda:

BID AWARDS

- Purchasing Memo #12-213 – Juvenile Entry Diversion Initiative (JEDI)
Award to: Lead4Life, Inc.
Award amount: \$107,026.00
- Purchasing Memo #12-223 – Patching and Repairs of Various County Roadways (FY 2013)
Award to: L.W. Wolfe Enterprises, Inc.
Estimated award amount: \$1,235,646.00
- Purchasing Memo #12-224 - Bid #12-CP-18, Bituminous Overlay of Various County Roadways
Award to: C.J. Miller, LLC
Estimated award amount: \$2,632,222.70
- Purchasing Memo #12-228 – Halfway House Services
Award to: Gale Recovery, Inc.
Award amount: \$291,740.00 (Funded with grant dollars provided by Alcohol and Drug Abuse Administration)
- Purchasing Memo #12-229 – Purchase of Cisco Network Equipment and Maintenance (Piggyback Contract)
Award to: Presidio Networked Solutions, Inc.
Award amount: \$950,000.00

BOARD OF EDUCATION (BOE) CURRENT EXPENSE FUND AMENDMENT

- #4-12 Revised

GRANT

- FFY 2013 Maryland Highway Safety Office Grant Application – Marty Gallagher, Sheriff's Office

MISCELLANEOUS

- Maryland Department of Agriculture Noxious Weed Control Agreement – Regina Howell, Finance Division

Motion to approve the consent agenda as amended, noting that Purchasing Memo #12 -213 would have three (3) renewal options.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith				X		
Shreve		X	X			
Gray						X
Delauter			X			

ADMINISTRATIVE BUSINESS

1. Purchasing Memo #12-222 – Investment Advisory Services for the Various Retirement Plans for Human Resources (Piggyback Contract)

Motion to approve Purchasing Memo #12-222 as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve				X		
Gray						X
Delauter		X	X			

2. Adoption of the Frederick County Board of Education's (BOE) FY 2013 Operating and Capital Budgets – Leslie Pellegrino, Frederick County Public Schools

Motion to adopt the BOE FY 2013 Capital Budget and the Food and Nutrition Services.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith		X	X			
Shreve			X			
Gray						X
Delauter			X			

Motion that the BOE budget cease to be included on the BOCC agenda for approval.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith					X	
Shreve			X			
Gray						X
Delauter		X	X			

3. Adoption of the Frederick County Community College (FCC) FY 2013 Budget (Operating Budget, Auxiliary Budgets, Capital Budget and Capital Improvements Program) – Doug Browning and Gerry Garbinski, FCC

Motion to approve the FY 2013 FCC budgets as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve		X	X			
Gray						X
Delauter			X			

4. Bid Award – Purchasing Memo #12-225, RFP #12-26 Performance (Operational) Auditing Services – Bruce Johnson, Finance Division

Motion to approve Purchasing Memo #12-225 as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith				X		
Shreve		X	X			
Gray						X
Delauter			X			

5. FY 2014 Department of Natural Resources Water Way Improvement Fund 50/50 Matching Fire and Rescue Grant – Tom Owens, Fire and Rescue Services Division

Motion to approve the grant as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve	X		X			
Gray						X
Delauter		X	X			

6. FY 2012 Hazard Mitigation Grant Program Application – Seamus Mooney, Emergency Management Division

Motion to approve the grant as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith		X	X			
Shreve			X			
Gray						X
Delauter				X		

7. Vehicle Replacement Schedule – Pat Hannah, Public Works Division

Motion to approve the Vehicle Replacement Schedule.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve			X			
Gray						X
Delauter	X		X			

8. FY 2012 Inter-governmental Agreement for Reimbursed Positions in Department 9105 – Riley Carpenter, Department of Social Services

Motion to approve the agreement as presented.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith		X	X			
Shreve			X			
Gray						X
Delauter			X			

9. Non-governmental Utility Text Amendment – Eric Soter and Shawna Lemonds, Community Development Division

Motion to take the text amendment through the public review process.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve		X	X			
Gray						X
Delauter			X			

10. Request Waiver per Section 1-19-3.1102(B) 1 (B) to Proceed with an Application to Amend the Phase 1 Zoning Approvals for the Jefferson Technology Park Mixed Use Development – Eric Soter, Community Development Division

Motion to grant waiver.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter		X	X			

11. Request Waiver per Section 1-19-3.1102(B) 1 (B) to Proceed with an Application to Amend the Phase 1 Zoning Approvals for the Urbana Office Research Center Mixed Use Development – Eric Soter, Community Development Division

Motion to grant waiver.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray						X
Delauter		X	X			

CLOSED SESSION

Maryland Annotated Code State Government Article § 10-508(a) (1) To discuss: (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) Any other personnel matter that affects one or more specific individuals; and (7) To consult with counsel to obtain legal advice on a legal matter.

Topic- To consider the possible resolution of a disciplinary matter involving a county employee.

Motion to go into closed session.

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young		X	X			
Smith	X		X			
Shreve					X	
Gray						X
Delauter			X			

For more information, please contact Patti Morrow at 301-600-6083 or pmorrow@FrederickCountyMD.gov